

04-1:135  
USD:MA  
O'Toole, J

**MANDATE**  
**United States Court of Appeals**  
**For the First Circuit**

No. 07-1070

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UNITED STATES  
Appellant

v.

THOMAS SCOLA  
Defendant - Appellee

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**JUDGMENT**

Entered: June 25, 2007  
Pursuant to 1st Cir. R. 27.0(d)

Upon consideration of Appellant's assented-to motion, it is hereby ordered that this appeal be voluntarily dismissed pursuant to Fed. R. App. P. 42(b) with each party to bear its own costs.

Mandate to issue forthwith.

By the Court:  
Richard Cushing Donovan, Clerk

**Certified and Issued as Mandate  
under Fed. R. App. P. 41.**

**Richard Cushing Donovan, Clerk**

RR  
**Deputy Clerk**

**Date:** 6/25/07

**MARGARET CARTER**

By: \_\_\_\_\_  
Chief Deputy Clerk

[cc: Thomas Scola, David G. Tobin, AUSA, Janice Bassil, Esq.]